

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 13

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

MAY 29 2002]

PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte GLENN PETKOVSEK

Appeal No. 2002-1237  
Application No. 09/394,228

ORDER FOR COMPLIANCE WITH  
37 CFR § 1.192(c)(1) AND 37 CFR § 1.192(c)(2)

The Appeal Brief filed January 15, 2002 (Paper No. 11)  
does not comply with all the requirements of 37 CFR § 1.192(c)  
for the reason(s) checked below.

- A. ☐ The Appeal Brief lacks, under an appropriate heading, a statement identifying the real party in interest, or a statement that the party identified

Appeal No. 2002-1237  
Application 09/394,228

in the caption of the brief is the real party in interest, pursuant to 37 CFR § 1.192(c)(1).<sup>1</sup>

- B.☒ The Appeal Brief lacks, under an appropriate heading, a statement identifying by number and filing date all other appeals or interferences known to appellant, the appellant's legal representative, or assignee which will directly affect or be directly affected by or have a bearing on the Board's decision in the pending appeal, or indicating that there are no such appeals or interferences, pursuant to 37 CFR § 1.192(c)(2).<sup>2</sup>

Appellant is given a time period of ONE MONTH from the date of this order or any time remaining in the period under 37 CFR § 1.192(a) for filing a supplement to the Appeal Brief in triplicate. Under these circumstances, an entire new brief is not required. If a supplement to the brief that fully complies with the requirements under 37 CFR § 1.192(c) checked above is not timely submitted, the appeal will be dismissed. No extension of this one month time period may be obtained under 37 CFR § 1.136(a), but the original two-month period under 37 CFR § 1.192(a) for filing the brief may be extended under 37 CFR § 1.136(a) up to six months from the date of the Notice of Appeal.

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<sup>1</sup> 37 CFR 1.192(c) was amended effective April 21, 1995: 60 F.R. 14518 (March 17, 1995), 1173 O.G. 62 (April 11, 1995).

<sup>2</sup> Ibid.

Appeal No. 2002-1237  
Application 09/394,228

To expedite matching of the supplemental brief with the application filed, the supplemental brief should be transmitted by facsimile to the Board of Patent Appeals and Interferences at 703-308-7952, whenever possible.

By order of

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: 

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